

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

GILEAD SCIENCES, INC. and
EMORY UNIVERSITY,

Plaintiffs,

v.

ZYDUS PHARMACEUTICALS (USA)
INC. and CADILA HEALTHCARE LTD.
(d/b/a ZYDUS CADILA),

Defendants.

Civil Action No.: 3:19-cv-00529-BRM-LHG

Electronically Filed

STIPULATION AND [PROPOSED] ORDER FOR DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by Plaintiffs Gilead Sciences, Inc. (“Gilead”) and Emory University (“Emory”) and Defendants Zydus Pharmaceuticals (USA) Inc. and Cadila Healthcare Ltd. (collectively, “Zydus”), through their undersigned counsel and subject to the Court’s approval, as follows:

1. All claims, counterclaims, affirmative defenses, and/or causes of action asserted by the parties against each other in the above-captioned action by and between Gilead, Emory and Zydus are hereby dismissed *with prejudice*;
2. Either party may write to the Court to reopen this matter and restore it to the active docket at any time within sixty (60) days after discussions between the parties to cure any objections raised by the Federal Trade Commission and/or Department of Justice; and
3. Each party shall bear its own costs, expenses, and attorneys’ fees.

Dated: August 13, 2019

s/ Liza M. Walsh

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Healthcare Ltd.*

IT IS SO ORDERED THIS 25th day of August, 2019



Honorable Brian R. Martinotti, U.S.D.J.